IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 3010 OF 2007

Navinchandra Mahadev Rai..... .....
Petitioner
V/s
Kamlakr Janardan Dixit ....
Respondent.

Office Notes, Office Memoranda of Coram, appearances Court's orders or directions and Registrar's orders.) Court's or Judge's Orders

---

Mr.P.S.Dani, Adv. for the petitioner.

CORAM: A.P. DESHPANDE, J.
19.4.2007

PC:

An order passed by the trial Court below Exh.20 rejecting the application moved by the present petitioner/defendant for appointment of Court Commissioner for inspection of the premises has given rise to filing of this petition. The trial Court being of the view that by moving an application for appointment of Court Commissioner the defendant was attempting to collect evidence and in its discretion has rejected the application. Perused the interlocutory order declining to appoint Court Commissioner. No interference is called for. It is made clear that it shall be open for the petitioner to substantiate

his claim by adducing proper evidence on record. Writ petition is summarily dismissed.